Honolulu, Hawaii

RE: H.B. No. 2321 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B. No. 2321 entitled:

"A BILL FOR AN ACT RELATING TO THE REGULATION OF ELECTRONIC SMOKING DEVICES,"

begs leave to report as follows:

The purpose of this measure is to prohibit the use of electronic smoking devices, also referred to as e-cigarettes, in enclosed and partially enclosed public areas, places of employment, and other areas specified under Chapter 328J, Hawaii Revised Statutes, where the smoking of tobacco products is prohibited under that chapter.

This measure also updates signage requirements to reflect that e-cigarettes and other electronic smoking devices are prohibited where smoking is prohibited by law.

The Department of Health, Department of the Attorney General, American Heart Association, American Lung Association, Coalition for a Tobacco-Free Hawaii, American Cancer Society Cancer Action Network, and numerous individuals supported this measure. The Hawaii Smokers Alliance and numerous individuals opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate continued discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the federal Food and Drug Administration intends to issue a proposed ruling that extends its tobacco product authority beyond cigarettes and tobacco, to include products like e-cigarettes.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2321, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2321, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on behalf of the members of the Committee on Health,

DELLA AU BELATTI Chair

HB2321 HD1 HSCR HLT HMS 2014-1731

State of Hawaii House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Health

Bill/Resolution No.: HB 2321	Committee Referral:	AD Date:	2/5/14	
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: ☐ Pass, unamended (as is) ☐ Pass, with amendments (HD) ☐ Hold ☐ Pass short form bill with HD to recommit for future public hearing (recommit)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. BELATTI, Della Au (C)	V			
2. MORIKAWA, Dee (VC)				
3. CARROLL, Mele				
4. CREAGAN, Richard				
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5. HASHEM, Mark J.				
6. JORDAN, Jo				
7. KOBAYASHI, Bertrand	V			
8. OSHIRO, Marcus R.				
9. WOODSON, Justin H.				V
10. MATSUMOTO, Lauren Kealohi	ilani 🗸			
TOTAL (10)	8			2
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				